

**UNITED STATES DISTRICT COURT**  
for the  
**Eastern District of New York**

DAVID SORIANO and MARCO ANTONIO ROJAS )  
MARTINEZ, individually and on behalf of others )  
similarly situated, )

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*Plaintiff(s)*

8102 FOOD CORP. (D/B/A BROOKLYN )  
HARVEST OF BAY RIDGE), MAHMOUD M. )  
ELAYYAN, DANIEL J. WODZENSKI, and )  
MARK LEWIS, )

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*Defendant(s)*

Civil Action No. 25-cv-2995

To: *(Defendant's name and address)* See attached rider

**SUMMONS IN A CIVIL ACTION**

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Michael Faillace  
Michael Faillace & Associates, P.C.  
60 East 42nd Street, Suite 4510  
New York, New York 10165

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Date: 5/30/2025



BRENNNA B. MAHONEY  
CLERK OF COURT

*Shirley Mora*

*Signature of Clerk or Deputy Clerk*

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Civil Action No. \_\_\_\_\_

**PROOF OF SERVICE**

*(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for *(name of individual and title, if any)* \_\_\_\_\_  
was received by me on *(date)* \_\_\_\_\_.

I personally served the summons on the individual at *(place)* \_\_\_\_\_  
on *(date)* \_\_\_\_\_; or

I left the summons at the individual's residence or usual place of abode with *(name)* \_\_\_\_\_,  
a person of suitable age and discretion who resides there,  
on *(date)* \_\_\_\_\_, and mailed a copy to the individual's last known address; or

I served the summons on *(name of individual)* \_\_\_\_\_, who is  
designated by law to accept service of process on behalf of *(name of organization)* \_\_\_\_\_  
on *(date)* \_\_\_\_\_; or

I returned the summons unexecuted because \_\_\_\_\_; or

Other *(specify)*: \_\_\_\_\_

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ 0.00 \_\_\_\_\_.

I declare under penalty of perjury that this information is true.

Date: \_\_\_\_\_

*Server's signature*

\_\_\_\_\_  
*Printed name and title*

\_\_\_\_\_  
*Server's address*

Additional information regarding attempted service, etc:

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK**

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DAVID SORIANO and MARCO  
ANTONIO ROJAS MARTINEZ,  
individually and on behalf of others  
similarly situated,

**Index No.**

**RIDER TO REQUEST FOR  
SUMMONS**

*Plaintiffs,*

-against-

8102 FOOD CORP. (D/B/A BROOKLYN  
HARVEST OF BAY RIDGE),  
MAHMOUD M. ELAYYAN, DANIEL J.  
WODZENSKI, and MARK LEWIS,

*Defendants.*

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8102 Food Corp (d/b/a Brooklyn Harvest of Bay Ridge)  
852 McDonald Avenue  
Brooklyn, NY 11218

Mahmoud M. Elayyan  
852 McDonald Avenue  
Brooklyn, NY 11218

Daniel J. Wodzenski  
852 McDonald Avenue  
Brooklyn, NY 11218

Mark Lewis  
852 McDonald Avenue  
Brooklyn, NY 11218